IN THE HIGH COURT OF BOMBAY AT GOA

CONTEMPT PETITION NO.7/2002
IN
(PIL) WRIT PETITION NO.398/2000

Shri Leopoldo Henriques Vaz,
Senior Citizen, aged about 80 years,
landlord, R/o. Praca de Rachol,
Salcete, Goa. ... Petitioner.

V/s.

Shri Dipak Dessai,
Mamlatdar of Salcete,
Margao, Goa. ... Respondent.

Shri V.R. Tamba, Advocate for the petitioner.

Shri V.P. Thali, Addl. Advocate General with Ms. S. Linhares, Addl. Govt. Advocate for the Respondent.

CORAM : P.V. HARDAS, J.

DATE : 8TH AUGUST, 2002

ORAL ORDER :

This contempt petition is a sequel to the earlier Contempt Petition No.22/2001, which was withdrawn by the petitioner on 7.2.2002. Pursuant to the notice issued by this Court, the contemner/respondent has filed his reply and at para 11 of the said reply, it is stated that in pursuance of the grievance made by the petitioner, the respondent on 14.1.2002 has filed complaint with the police, Maina Curtorim Police Station against the Tenants Association Daclem Ordh, Odlem Ordh, Shial, Dignai and Novor as it was found by the respondent that the Members of the Tenants Association were introducing water at

night by opening the door/planks of the sluice gates.

2. The Division Bench while disposing of the petition, namely Writ Petition No.398/2000 had directed the Mamaltdar to look into the matter and proceed according to law regarding the grievance of the petitioner. The respondent has, accordingly, taken proper steps in pursuance of the directions issued by this Court while disposing of the P.I.L. Writ Petition No.398/2000.

3. Prima facie, there does not appear to be any breach committed by the respondent of the directions issued by the Division Bench and I am of the considered opinion that no contempt has been committed by the respondent.

4. I have heard Mr. V.R. Tamba, the leaned Counsel appearing for the petitioner and Miss S. Linhares, learned Addl. Govt. Advocate appearing on behalf of the contemner/respondent. In my considered opinion, there is no substance in the petition and the petition deserves to be dismissed with no order as to costs.

P.V. HARDAS, J.

ssm.